

Interrogatory 12: Identify all members of the staff of the FCC who have knowledge relating to your response to Interrogatory No 10.

Answer: Loginow

Interrogatory 13: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No.10.

Answer: See Bureau's answer to Interrogatory No. 4.

Interrogatory 14: Identify and describe all information known to you relating to the allegation in the HDO that Mr. Turro's operation of translator station W232AL, Pomona, New York, was in violation of Section 74.1231 of the Commission's Rules (47 CFR 74.1231).

Answer: See Bureau's answer to Interrogatory No. 5.

Interrogatory 15: Identify and describe all documents relating to your response to Interrogatory No. 14, or in the alternative, provide access to such documents for copying.

Answer: See Bureau's answer to Interrogatory No. 6.

Interrogatory 16: Identify all members of the staff of the FCC who have knowledge

relating to your response to Interrogatory No 14.

Answer: Loginow

Interrogatory 17: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No.14.

Answer: See Bureau's answer to Interrogatory No. 8.

Interrogatory 18: Describe and identify all information known to you relating to the allegation in the Proceeding that Mr. Turro engaged in an unauthorized transfer of control, or otherwise exercised and/or continues to exercise *de facto* control over WJUX(FM), Monticello, New York, in violation of Section 310(d) of the Commission's Act of 1934, as amended, and Section 73.3540(a) of the Commission's Rules.

Answer: The information known to the Bureau relating to the allegation in the Proceeding that Mr. Turro engaged in an unauthorized transfer of control, or otherwise exercised and/or continues to exercise *de facto* control over WJUX(FM), Monticello, New York, in violation of Section 310(d) of the Commission's Act of 1934, as amended, and Section 73.3540(a) of the Commission's Rules is set out in the HDO. The Bureau relied upon the information supplied by the inspection of the FCC field engineer, Turro's Response, MMBI's response dated July 28, 1995, to the Bureau's letter of inquiry dated June 21, 1995 (MMBI

Response).

Interrogatory 19: Identify and describe all documents relating to your response to Interrogatory No. 18, or in the alternative, provide access to such documents for copying.

Answer: Turro's and MMBI's responses.

Interrogatory 20: Identify all members of the staff of the FCC who have knowledge relating to your response to Interrogatory No 18.

Answer: Loginow

Interrogatory 21: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No.18.

Answer: Turro, Weis, Gene Blabey (Blabey) and Carol Montana (Montana). Blabey is the owner and general manager of radio station WVOS(AM & FM), from which WJUX(FM) rents studio and transmitter site space. Montana is the full-time business manager of WVOS as well as WJUX's public affairs director.

Interrogatory 22: Describe and identify all information known to you relating to the allegation in the Proceeding that Mr. Turro misrepresented and/or lacked candor to the

Commission concerning the operation of translator station W276AQ, Fort Lee, New Jersey.

Answer: The information concerning the allegation that Mr. Turro misrepresented and/or lacked candor to the Commission concerning the operation of translator station W276AQ, Fort Lee, New Jersey is set out in the HDO.

Interrogatory 23: Identify and describe all documents relating to your response to Interrogatory No. 22, or in the alternative, provide access to such documents for copying.

Answer: The relevant documents are Universal's Complaint, Turro, and MMBI's responses and Luna and Gaghan's statements.

Interrogatory 24: Identify all members of the staff of the FCC who have knowledge relating to your response to Interrogatory No 22.

Answer: Loginow

Interrogatory 25: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No. 22.

Answer: Turro, Weis, Luna, and Gaghan

Interrogatory 26: Describe and identify all information relating to the allegation in the Proceeding that Mr. Turro misrepresented and/or lacked candor to the Commission concerning the operation of translator station W232AL, Pomona, New York.

Answer: The information concerning the allegation that Mr. Turro misrepresented and/or lacked candor to the Commission concerning the operation of translator station W232AL, Pomona, New York is set out in the HDO.

Interrogatory 27: Identify and describe all documents relating to your response to Interrogatory No. 26, or in the alternative, provide access to such documents for copying.

Answer: See Bureau's answers to Interrogatory No. 5.

Interrogatory 28: Identify all members of the staff of the FCC who have knowledge relating to your response to Interrogatory No 26.

Answer: Loginow

Interrogatory 29: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No. 26.

Answer: See Bureau's answer to Interrogatory No. 8.

Interrogatory 30: Identify the inspector referred to in the HDO.

Answer: Loginow

Interrogatory 31: Describe the investigation conducted by the inspector referred to in the HDO and all information obtained.

Answer: The investigation conducted by the FCC field engineer is described in paras. 7 and 8 of the HDO. The Bureau notes that the information gathered at the investigation is the subject of a pending FOIA request by counsel for Turro.

Interrogatory 32: Describe and identify all documents relating to the investigation referred to in the HDO.

Answer: The Bureau notes that all documents relating to the investigation referred to in the HDO are the subject of a pending FOIA request by counsel for Turro.

Interrogatory 33: Identify all persons, other than members of the Commission's staff, from whom the inspector referred to in the HDO obtained any information relating to the proceeding.

Answer: Blabey, Montana, and Turro

Interrogatory 34: For each person identified in Interrogatory No. 33, describe the information obtained relating to the Proceeding.

Answer: See Bureau's answer to Interrogatory No. 31.

Interrogatory 35: Identify and describe all documents relating to your response to Interrogatory No. 33, or in the alternative, provide access to such documents for copying.

Answer: See Bureau's answer to Interrogatory No. 32.

Interrogatory 36: Identify all witnesses who may offer testimony you intend to rely on in any portion of the Proceeding for any purpose.

Answer: At this time, the Bureau has identified Loginow as a possible witness.

Interrogatory 37: Describe all testimony identified in Interrogatory No. 36.

Answer: Loginow will testify about the inspections he conducted.

Interrogatory 38: Describe and identify all documents relating to your responses to Interrogatory Nos. 36 and 37, or in the alternative, make them available for copying.

Answer: See Bureau's answer to Interrogatory No. 32.

Interrogatory 39: Describe the circumstances and identify the information relating to the decision by the Bureau, or any other part of the FCC, to cause the inspector referred to in the HDO to conduct the investigation in the Proceeding.

Answer: The inspection was prompted by the complaint filed by Universal on February 15, 1995.

Interrogatory 40: Describe all actions taken to conduct the investigation referred to in the HDO.

Answer: See Bureau's answer to Interrogatory No. 31.

Interrogatory 41: Identify and describe, or in the alternative provide access for copying, all documents relating to the investigation referred to in the HDO.

Answer: See Bureau's answer to Interrogatory No. 32.

Interrogatory 42: Identify all staff members of the FCC other than the inspector referred to in the HDO who have knowledge of the investigation referred to in the HDO.

Answer: There are no staff members of the FCC other than Loginow who have knowledge of the investigation referred to in the HDO.

Interrogatory 43: Describe and identify all communications, either oral or written, between the FCC, and any members of its staff, and Universal Broadcasting of New York, Inc., relating to the Proceeding.

Answer: The nature of any communications, either oral or written, between the FCC, and any members of its staff, and Universal Broadcasting of New York, Inc., relating to the Proceeding are not subject to disclosure pursuant to Section 0.457(g) of the Commission's Rules as the information requested consists of investigatory records compiled for law enforcement purposes.

I, Suzan B. Friedman, do hereby swear that the above answers are true and correct to the best of my knowledge and belief.

Suzan B. Friedman

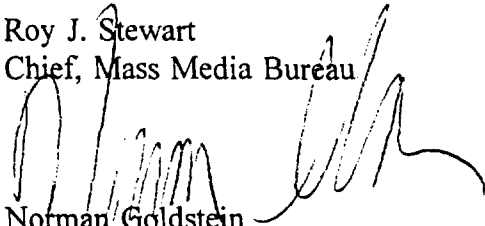
Suzan B. Friedman

Subscribed and sworn to before me this 6th day
of June, 1997.

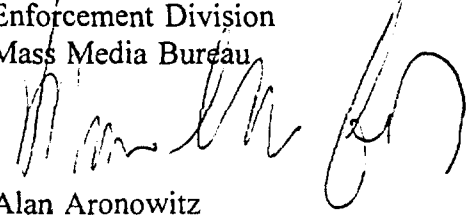
William F. Caton
MY COMMISSION EXPIRES OCTOBER 31, 1998.

Respectfully submitted

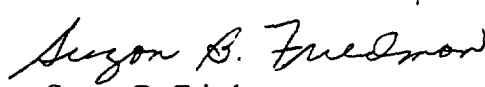
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CERTIFICATE OF SERVICE

Chante' Chisolm, a secretary in the Enforcement Division, Mass Media Bureau, certifies that she has on this 6th day of June, 1997, sent by U.S. mail, U.S. Government frank, copies of the foregoing "Mass Media Bureau's Answers to Interrogatories to:

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Chante' Chisolm

TURRO EXHIBIT NO. 20

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

JUN 23 '97

FEDERAL COMMUNICATIONS
COMMISSION
OFFICE OF SECRETARY

In re)	
)	
GERARD A. TURRO)	MM Docket No. 97-122
)	
For Renewal of License)	File Nos. BRFT-970129YC
for FM Translator Stations)	BRFT-970129YD
)	
)	
W276AQ(FM), Fort Lee, NJ, and)	
W232AL(FM), Pomona, NY)	
)	
MONTICELLO MOUNTAINTOP)	
BROADCASTING, INC.)	
)	
Order to Show Cause Why the Construction)	
Permit for FM Radio Station WJUX(FM),)	
Monticello, NY, Should Not Be Revoked)	

To: Gerard A. Turro

MASS MEDIA BUREAU'S SUPPLEMENTAL ANSWERS TO INTERROGATORIES
OF GERARD A. TURRO

On May 23, 1997, Gerard A. Turro (Turro), by his attorneys, submitted interrogatories to the Mass Media Bureau (Bureau) and the Bureau filed its answers on June 9, 1997. The Bureau, pursuant to its continuing obligation to update its answers to such interrogatories as appropriate, submits the following supplemental answers to Turro's interrogatories.

Supplemented Answers

Interrogatory 3: Identify all members of the staff of the FCC who have knowledge relating to your response to Interrogatory No. 1.

Supplemented Answer: Serge Loginow, Jr. (Loginow), an FCC field engineer, is the only member of the Commission's staff with personal knowledge of the investigation referred to in the HDO. All other staff members' knowledge is not based on personal observations and is therefore not relevant.

Interrogatory 5: Describe and identify all information known to you relating to the allegation in the HDO that Mr. Turro's operation of translator station W232AL, Pomona, New York, was in violation of Section 74.531 of the Commission's Rules (47 CFR Section 74.531).

Supplemented Answer: The information known to the Bureau relating to the allegation that Mr. Turro's operation of translator station W232AL, Pomona, New York was in violation of Section 74.531 of the Commission's Rules is set out in the HDO. The information was obtained from Universal's Complaint, Loginow's inspection, Turro's Response, and the statements of Luna and Gaghan.

Interrogatory 6: Identify and describe all documents relating to your response to Interrogatory No. 5, or in the alternative, provide access to such documents for copying.

Supplemented Answer: The Bureau also relied on the statements of Luna and Gaghan. In addition, Loginow relied on notes prepared by him after he conducted his inspections. Those notes are being withheld from disclosure pursuant to Section 0.457(e) of

the Commission's Rules, which exempts the intra-agency memorandums or letters and the work papers of members of the Commission or its staff from public inspection. Loginow's notes are also being withheld pursuant to Section 0.457(g) (1) and (5) of the Commission's Rules as the document consists of an investigative record compiled for law enforcement purposes.

Interrogatory 8: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No. 5.

Supplemented Answer: Turro, Weis, Luna, and Gaghan.

Interrogatory 14: Identify and describe all information known to you relating to the allegation in the HDO that Mr. Turro's operation of translator station W232AL, Pomona, New York, was in violation of Section 74.1231 of the Commission's Rules (47 CFR 74.1231).

Supplemented Answer: See Bureau's supplemented answer to Interrogatory No. 5.

Interrogatory 15: Identify and describe all documents relating to your response to Interrogatory No. 14, or in the alternative, provide access to such documents for copying.

Supplemented Answer: See Bureau's supplemented answer to Interrogatory

No. 6.

Interrogatory 19: Identify and describe all documents relating to your response to Interrogatory No. 18, or in the alternative, provide access to such documents for copying.

Supplemented Answer: In addition, Loginow relied on notes prepared by him after he conducted his inspections. Those notes are being withheld from disclosure pursuant to Section 0.457(e) of the Commission's Rules, which exempts the intra-agency memorandums or letters and the work papers of members of the Commission or its staff from public inspection. Loginow's notes are also being withheld pursuant to Section 0.457(g) (1) and (5) of the Commission's Rules as the document consists of an investigative record compiled for law enforcement purposes.

Interrogatory 23: Identify and describe all documents relating to your response to Interrogatory No. 22, or in the alternative, provide access to such documents for copying.

Supplemented Answer: In addition, Loginow relied on notes prepared by him after he conducted his inspections. Those notes are being withheld from disclosure pursuant to Section 0.457(e) of the Commission's Rules, which exempts the intra-agency memorandums or letters and the work papers of members of the Commission or its staff from public inspection. Loginow's notes are also being withheld pursuant to Section 0.457(g) (1)

and (5) of the Commission's Rules as the document consists of an investigative record compiled for law enforcement purposes.

Interrogatory 27: Identify and describe all documents relating to your response to Interrogatory No. 26, or in the alternative, provide access to such documents for copying.

Supplemented Answer: See Bureau's supplemented answer to Interrogatory No. 23.

Interrogatory 29: Identify all persons who are not members of the Commission's staff known to you to have information relating to your response to Interrogatory No. 26.

Amended Answer: Turro, Weis, Luna, and Gaghan.

Interrogatory 31: Describe the investigation conducted by the inspector referred to in the HDO and all information obtained.

Supplemented Answer: The investigation conducted by the FCC field engineer and the information obtained at that time is described in paras. 7 and 8 of the HDO. Loginow also spoke with local directory assistance when he was unable to locate the studios of WJUX. At that time, Loginow was given what was purported to be WJUX's telephone number. When Loginow dialed that number, he was informed by the unknown person

answering the call that the call was being answered at Turro's Dumont studios for Jukebox Radio. He was further advised that WJUX was located at studios of WVOS. Loginow's descriptions of the actual inspections of the various facilities are based on his personal observations and are set forth in the HDO. In addition, during the course of the inspections, Loginow spoke to Blabey, Montana, and Turro, and may have had incidental conversations (i.e., greetings) with unidentified employees of the various facilities inspected. Loginow also conducted a test to determine whether the WJUX transmitter was being controlled by personnel at Turro's Dumont studios, and the impact of that signal on the translators.

Interrogatory 32: Describe and identify all documents relating to the investigation referred to in the HDO.

Supplemented Answer: Loginow relied on notes prepared by him after he conducted his inspections. Those notes are being withheld from disclosure pursuant to Section 0.457(e) of the Commission's Rules, which exempts the intra-agency memorandums or letters and the work papers of members of the Commission or its staff from public inspection. Loginow's notes are also being withheld pursuant to Section 0.457(g) (1) and (5) of the Commission's Rules as the document consists of an investigative record compiled for law enforcement purposes. The statements of Luna and Gaghan, produced by Universal and attached hereto, also describe elements of the investigation.

Interrogatory 34: For each person identified in Interrogatory No. 33, describe

the information obtained relating to the Proceeding.

Supplemented Answer: In addition to the answer set forth at the Bureau's supplemented answer to Interrogatory No. 31, Blabey informed Loginow of the staffing of the WJUX main studio, the source and content of WJUX programming, and its main studio and transmission facilities. Montana informed Loginow of WJUX staffing at the main studio. Turro informed Loginow of his position as Chief Operator for WJUX and the source of WJUX's programming.

Interrogatory 35: Identify and describe all documents relating to your response to Interrogatory No. 33, or in the alternative, provide access to such documents for copying.

Supplemented Answer: Loginow relied on notes prepared by him after he conducted his inspections. Those notes are being withheld from disclosure pursuant to Section 0.457(e) of the Commission's Rules, which exempts the intra-agency memorandums or letters and the work papers of members of the Commission or its staff from public inspection. Loginow's notes are also being withheld pursuant to Section 0.457(g) (1) and (5) of the Commission's Rules as the document consists of an investigative record compiled for law enforcement purposes. The statements of Luna and Gaghan also describe elements of the investigation.

Interrogatory No. 36: Identify all witnesses who may offer testimony you intend to

rely on in any portion of the proceeding.

Supplemented Answer: In addition, the Bureau has identified Blabey, Montana, Luna, Gaghan, Larry Hopper, a former BCCBF employee, and Jean Swann, a principal of BCCBF and an employee of Jukebox Radio, as potential witnesses.

Interrogatory No. 37: Describe all testimony identified in Interrogatory No. 36.

Supplemented Answer: In addition to Loginow, the remaining witnesses may be called to testify regarding their duties at WJUX, BCCBF, MMBI and/or Jukebox Radio and their respective roles, as appropriate, during Loginow's inspection.

Interrogatory 38: Describe and identify all documents relating to your responses to Interrogatory Nos. 36 and 37, or in the alternative, make them available for copying.

Supplemented Answer: Luna, Gaghan and Hopper prepared statements which were disclosed by Universal and are attached hereto. Loginow relied on notes prepared by him after he conducted his inspections. Those notes are being withheld from disclosure pursuant to Section 0.457(e) of the Commission's Rules, which exempts the intra-agency memorandums or letters and the work papers of members of the Commission or its staff from public inspection. Loginow's notes are also being withheld pursuant to Section 0.457(g) (1) and (5) of the Commission's Rules as the document consists of an investigative record

compiled for law enforcement purposes. There are no other written documents in existence at this time. However, because the parties anticipate filing direct written cases, certain written statements are likely to be prepared and will be disclosed as appropriate.

Interrogatory 40: Describe all actions taken to conduct the investigation referred to in the HDO.

Supplemented Answer: After the Bureau received Universal's complaint, it forwarded a copy of that complaint to the Compliance and Information Bureau, and asked that an inspection be conducted. The ensuing investigation is described in the HDO and these supplemental interrogatories.

Interrogatory 41: Identify and describe, or in the alternative provide access for copying, all documents relating to the investigation referred to in the HDO.

Supplemented Answer: See Bureau's answers to Interrogatories No. 31 and 32. These identified documents constitute all the documents in response to the interrogatory.

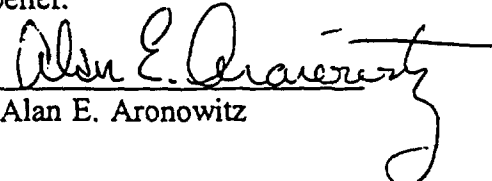
Interrogatory 42: Identify all staff members of the FCC other than the inspector referred to in the HDO who have knowledge of the investigation referred to in the HDO.

Supplemented Answer: Other than Loginow, there are no other staff members who have personal knowledge of the investigation referred to in the HDO.

Interrogatory 43: Describe and identify all communications, either oral or written, between the FCC, and any members of its staff, and Universal Broadcasting of New York, Inc., relating to the Proceeding.

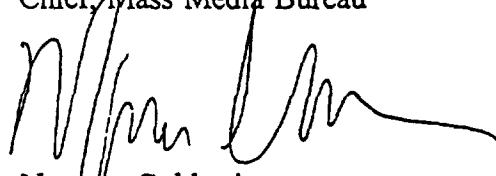
Supplemented Answer: There are no written communications between the FCC and any members of its staff, and Universal Broadcasting of New York, Inc., relating to the Proceeding, other than the Universal's Complaint, and the statements of Luna and Gaghan. Universal occasionally directed to the Commission's staff a number of newspaper articles regarding Turro's operations. There were a number of oral communications between members of the Commission's staff, and Universal Broadcasting of New York, Inc. relating to the status of its complaint.

I, Alan E. Aronowitz, hereby swear under penalty of perjury that the foregoing answers are true and correct to the best of my knowledge and belief.

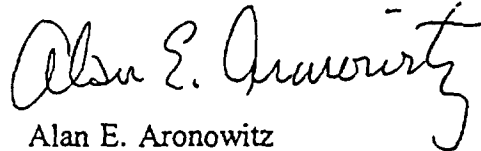

Alan E. Aronowitz

Respectfully submitted,

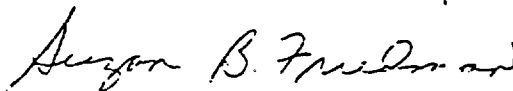
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June 23, 1997

ATTACHMENTS